JUN 1 2002 JUN 1 2002 WESTERN DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT TACOMA FLOYD BALMER, Plaintiff, No. C01-5458 FDB TODD PACIFIC SHIPY ARDS CORPORATION, a foreign corporation, Defendant. Stipulation Plaintiff Floyd Balmer, through his counsel, Larry J. King and Harrell, Desper, Connell, Hunter & Gautschi, P.L.L.C. and Frederick H. Gautschi, III, George Hunter, and Bruce A. Harrell, and Defendant Todd Pacific Shipyards Corporation, through its counsel, Karr Tuttle Campbell and Richard Omata and Tracy Miller, hereby stipulate and agree that the above- captioned action be dismissed with prejudice pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure. Each party to bear its own costs and attorneys' fees. Dated: June 4, 2002. HARRELL, DESPER, CONNELL, HUNTER & GAUTSCHI, P.L.L.C. Frederick H. Gautschi, III. WSBA No. 20489 George Hunter, WSBA No. 14388 Bruce A. Harrell, WSBA No. 14388	1	The Honorable Franklin D. FOLKET	
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Frederick H. Gautschi, III, WSBA No. 20489 George Hunter, WSBA No. 14388 Bruce A. Harrell, WSBA No. 17173 Attorneys for Floyd Balmer	23	GAUTSCHI, P.L.L.C.	
George Hunter, WSBA No. 14388 Bruce A. Harrell, WSBA No. 17173 Attorneys for Floyd Balmer	24		
Attorneys for Floyd Balmer	25	George Hunter, WSBA No. 14388	
27	26		
STIPULATION AND ORDER OF	27	STIPULATION AND ORDER OF	
DISMISSAL WITH PREJUDICE	28		

1	and the state of t
2	Larry I King WSBA 01325
3	Larry J. King, WSBA 01325 Attorney for Floyd Balmer
4	Dated: June 5th, 2002.
5	KARR TUTTLE CAMPBELL
6	Luy m mily
7	Richard J. Omata, WSBA # 7032 Tracy M. Miller, WSBA #24281
8	Attorneys for Todd Pacific Shipyards Corporation
9	
10	ORDER
11	Pursuant to the foregoing stipulation, the Court ORDERS that the plaintiff's complaint in
12	the above-captioned action is hereby dismissed with prejudice and with each party to bear its
13	own costs and attorneys' fees.
14	Dated this day of, 2002.
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16	The Honorable Franklin D. Burgess United States District Judge
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28	STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE 2

car

United States District Court for the Western District of Washington June 11, 2002

* * MAILING CERTIFICATE OF CLERK * *

Re: 3:01-cv-05458

True and correct copies of the attached were mailed by the clerk to the following:

Frederick Henry Gautschi III, Esq. HARRELL DESPER CONNELL & ROESCH STE 600 1325 4TH AVE SEATTLE, WA 98101-2359

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Judge Burgess